WPSS NO.791 OF 2003

Hon'ble P.C. Verma, J.

Heard Sri Rakesh Thapliyal, learned counsel for the petitioner as well as learned Standing Counsel.

This petition has been filed challenging the order of transfer dated 21.07.2003, contained in Annexure No.1 to the writ petition.

Affidavits have been exchanged.

It is not disputed that the petitioner holds transferable post. Transfer is an exigency of service. It is well settled that in transfer matter if malafide is not established, the same cannot be interefered by this Court under Article 226 of the Constitution of India. From a perusal of the record it is clear that no malafide is made out.

The writ petition is dismissed. Stay order granted earlier is discharged. No order as to costs.

24.09.2003
P.Singh

(P.C. Verma, J.)